

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03 MDL 1570 (GBD)(SN)
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This document relates to:

*Jessica DeRubbio, et al. v. Islamic Republic of Iran*, No. 1:18-cv-05306 (GBD) (SN)  
*Chang Don Kim, et al. v. Islamic Republic of Iran*, No. 1:18-cv-11870 (GBD) (SN)  
*Gordon Aamoth, Sr., et al. v. Islamic Republic of Iran*, No. 1:18-cv-12276 (GBD) (SN)  
*Lloyd A. Abel Sr., et al. v. Islamic Republic of Iran*, No. 1:18-cv-11837 (GBD) (SN)  
*Roberta Agyeman, et al. v. Islamic Republic of Iran*, No. 1:18-cv-05320 (GBD) (SN)  
*Marinella Hemenway, et al. v. Islamic Republic of Iran*, No. 1:18-cv-12277 (GBD) (SN)  
*Bakahityar Kamardinova, et al. v. Islamic Republic of Iran*, No. 1:18-cv-05339 (GBD) (SN)  
*Matthew Rowenhorst, et al. v. Islamic Republic of Iran*, No. 1:18-cv-12387 (GBD) (SN)  
*August Bernaerts, et al. v. Islamic Republic of Iran*, No. 1:19-cv-11865 (GBD) (SN)  
*Ber Barry Aron, et al. v. Islamic Republic of Iran*, No. 1:20-cv-09376 (GBD) (SN)  
*Paul Asaro, et al. v. Islamic Republic of Iran*, No. 1:20-cv-10460 (GBD) (SN)  
*Michael Bianco, et al. v. Islamic Republic of Iran*, No. 1:20-cv-10902 (GBD) (SN)

**AMENDED [PROPOSED] ORDER OF PARTIAL FINAL DEFAULT JUDGMENTS IN  
THE ABOVE-CAPTIONED MATTERS ON BEHALF OF THE PLAINTIFFS  
IDENTIFIED IN EXHIBITS A AND EXHIBITS B**

Upon consideration of the evidence and arguments submitted by Plaintiffs identified in Exhibits A and Exhibits B to this Order, Plaintiffs in the above-captioned matters, who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of a victim killed in the terrorist attacks on September 11, 2001 as specifically identified in annexed Exhibits A-1 to A-12 (collectively, “Exhibits A”), or the estate of an individual who was killed in the terrorist attacks on September 11, 2001 as specifically identified in annexed Exhibits B-1 to B-5 (collectively, “Exhibits B”), and the judgment by default for liability only against Defendant Islamic Republic of Iran (“Iran”) entered or sought as follows:

CASE NAME	CASE NO.	DATE MOTION FOR LIABILITY WAS FILED	ECF NO. FOR MOTION FOR LIABILITY THAT WAS FILED	DATE MOTION FOR LIABILITY WAS GRANTED	ECF NO. FOR MOTION FOR LIABILITY THAT WAS GRANTED
<i>Gordon Aamoth, Sr., et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-12276 (GBD) (SN)	08/14/2019	ECF No. 4852	09/03/2019	ECF No. 5050
<i>Lloyd A. Abel Sr., et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-11837 (GBD) (SN)	08/15/2019	ECF No. 4872	09/03/2019	ECF No. 5048
<i>Jessica DeRubbio, et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-05306 (GBD) (SN)	05/03/2019	ECF No. 4508	05/28/2019	ECF No. 4563
<i>Roberta Agyeman, et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-05320 (GBD) (SN)	05/23/2019	ECF No. 4534	06/21/2019	ECF No. 4597
<i>Marinella Hemenway, et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-12277 (GBD) (SN)	08/14/2019	ECF No. 4856	09/03/2019	ECF No. 5054
<i>Matthew Rowenhorst, et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-12387 (GBD) (SN)	08/14/2019	ECF No. 4860	09/03/2019	ECF No. 5053
<i>Bakahityar Kamardinova, et al. v. Islamic Republic of Iran</i>	No. 1:18-cv-05339 (GBD) (SN)	05/23/2019	ECF No. 4538	06/21/2019	ECF No. 4596
<i>Chang Don Kim, et al. v. Islamic</i>	No. 1:18-cv-11870 (GBD)	08/14/2019	ECF No. 4841	09/03/2019	ECF No. 5049

<i>Republic of Iran</i>	(SN)				
<i>August Bernaerts, et al. v. Islamic Republic of Iran</i>	No. 1:19-cv-11865 (GBD) (SN)	11/12/2021	ECF No. 7329	01/04/2022	ECF No. 7522
<i>Paul Asaro, et al. v. Islamic Republic of Iran</i>	No. 1:20-cv-10460 (GBD) (SN)	11/12/2021	ECF No. 7329	01/04/2022	ECF No. 7522
<i>Michael Bianco, et al. v. Islamic Republic of Iran</i>	No. 1:20-cv-10902 (GBD) (SN)	11/12/2021	ECF No. 7329	01/04/2022	ECF No. 7522
<i>Ber Barry Aron, et al. v. Islamic Republic of Iran</i>	No. 1:20-cv-09376 (GBD) (SN)	11/12/2021	ECF No. 7329	01/04/2022	ECF No. 7522

; together with the entire record in this case; IT IS HEREBY

**ORDERED** that service of process in the above-captioned matters was effected upon Iran in accordance with 28 U.S.C. § 1608(a) for sovereign defendants and 28 U.S.C. § 1608(b) for agencies and instrumentalities of sovereign defendants;<sup>1</sup> and it is further

**ORDERED** that partial final judgment is entered against Iran on behalf of the Plaintiffs in the above-captioned matters, as identified in the attached Exhibits A, who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of an individual killed in the terrorist attacks on September 11, 2001, as indicated in the attached Exhibits A; and it is further

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<sup>1</sup> This only applies for the plaintiffs in this motion in the above-referenced 2018 matters.

**ORDERED** that Plaintiffs identified in the attached Exhibits A are awarded solatium damages of \$12,500,000 per spouse, \$8,500,000 per parent, \$8,500,000 per child, and \$4,250,000 per sibling, as set forth in the attached Exhibits A; and it is further

**ORDERED** that partial final judgment is entered against Iran on behalf of the Plaintiffs in the above-captioned matters, as identified in the attached Exhibits B, who are each the estate of a victim of the terrorist attacks on September 11, 2001, as indicated in the attached Exhibits B; and it is further

**ORDERED** that Plaintiffs identified in the attached Exhibits B are awarded compensatory damages for decedents' pain and suffering in an amount of \$2,000,000 per estate, as set forth in the attached Exhibits B; and it is further

**ORDERED** that the Plaintiff identified in the expert report submitted in support of the Declaration of Jerry S. Goldman, Esq. ("Goldman Declaration") (and identified in Exhibits B), is awarded economic damages as set forth in the attached Exhibits B and as supported by the expert report and analysis tendered in conjunction with the Goldman Declaration; and it is further

**ORDERED** that the Plaintiffs identified in the attached Exhibits A and Exhibits B are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment; and it is further

**ORDERED** that the Plaintiffs identified in the attached Exhibits A and Exhibits B may submit an application for punitive damages, economic damages, or other damages (to the extent such awards have not previously been ordered) at a later date consistent with any future rulings made by this Court on this issue; and it is further

**ORDERED** that the remaining Plaintiffs in the above-captioned matters not appearing in the attached Exhibits A and Exhibits B may submit in later stages applications for damages

awards, and to the extent they are for solatium damages or by estates for compensatory damages or for decedents' pain and suffering from the September 11<sup>th</sup> attacks, they will be approved consistent with those approved herein for the Plaintiffs appearing in the attached Exhibits A and Exhibits B.

**SO ORDERED:**

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GEORGE B. DANIELS  
United States District Judge

Dated: New York, New York  
\_\_\_\_\_, 202\_\_

# EXHIBIT A

**Ex. A-1**

Jessica DeRubbio, et al. v. Islamic Republic of Iran, No. 1:18-cv-05306 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIUM DAMAGES AMOUNT
1.	Sadie	I.	Ette	Ekaette		Ette		Parent (Deceased)	\$8,500,000.00

**TOTAL****\$8,500,000.00**

**Ex. A-2**

Roberta Agyeman, et al. v. Islamic Republic of Iran, No. 1:18-cv-05320 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Benjamin	Keefe	Clark	Chaz	Christian	Clark		Child	\$8,500,000.00

**TOTAL****\$8,500,000.00**



**Ex. A-3**

Bakahityar Kamardinova, et al. v. Islamic Republic of Iran, No. 1:18-cv-05339 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Robert	Gabriel	Martinez	Jonathan	Gabriel	Martinez		Child	\$8,500,000.00

**TOTAL****\$8,500,000.00**

**Ex. A-4**

Lloyd A. Abel Sr., et al. v. Islamic Republic of Iran, No. 1:18-cv-11837 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Michael	Sean	Curtin	Heather		Curtin		Child	\$8,500,000.00

**TOTAL****\$8,500,000.00**

**Ex. A-5**

Chang Don Kim, et al. v. Islamic Republic of Iran, No. 1:18-cv-11870 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIUM DAMAGES AMOUNT
1.	Bruce		Gary	Donna		Struzzieri		Sibling	\$4,250,000.00
2.	Ernest		James	Esther		James		Parent (Deceased)	\$8,500,000.00

**TOTAL****\$12,750,000.00**

**Ex. A-6**

Gordon Aamoth, Sr., et al. v. Islamic Republic of Iran, No. 1:18-cv-12276 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Craig	Scott	Amundson	Barry	Lee	Amundson		Sibling	\$4,250,000.00
2.	Helen		Cook	Justin		Cook		Child	\$8,500,000.00
3.	Francis	Albert	DeMartini	Nicole		DeMartini		Spouse	\$12,500,000.00
4.	Francis	Albert	DeMartini	Sabrina		DeMartini		Child	\$8,500,000.00

**TOTAL****\$33,750,000.00**

**Ex. A-7**

Marinella Hemenway, et al. v. Islamic Republic of Iran, No. 1:18-cv-12277 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Kenneth	Charles	Ledee	MaryAnn		Ledee		Spouse	\$12,500,000.00
2.	James		Romito	Josephine		Romito		Spouse	\$12,500,000.00
3.	James		Romito	Ellen		Romito		Child	\$8,500,000.00

**TOTAL****\$33,500,000.00**

**Ex. A-8**

Matthew Rowenhorst, et al. v. Islamic Republic of Iran, No. 1:18-cv-12387 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Edward	Veld	Rowenhorst	Tracy	Lynn	Rowenhorst		Spouse	\$12,500,000.00
2.	Edward	Veld	Rowenhorst	Ashley	Noelle	Brandt		Child	\$8,500,000.00
3.	Edward	Veld	Rowenhorst	Kaitlyn	Amber	Rowenhorst		Child	\$8,500,000.00

**TOTAL****\$29,500,000.00**

**Ex. A-9**

August Bernaerts, et al. v. Islamic Republic of Iran, No. 1:19-cv-11865 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Fredric	Neal	Gabler	Mindy		Gabler		Spouse	\$12,500,000.00
2.	Fredric	Neal	Gabler	Alexis		Gabler		Child	\$8,500,000.00
3.	Diana	Jessica	O'Connor	Maria		Vega		Parent (Deceased)	\$8,500,000.00
4.	Steven	Frank	Strobert	Andrew		Strobert		Sibling	\$4,250,000.00

**TOTAL****\$33,750,000.00**

**Ex. A-10**

Ber Barry Aron, et al. v. Islamic Republic of Iran, No. 1:20-cv-09376 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Harry	James	Blanding	Harry	James	Blanding	Sr.	Parent (Deceased)	\$8,500,000.00
2.	James	Edward	Cove	Francis	Kirby	Cove		Sibling (Deceased)	\$4,250,000.00
3.	James	Edward	Cove	Margaret	Mary	Cove		Parent (Deceased)	\$8,500,000.00

**TOTAL****\$21,250,000.00**



**Ex. A-11**

Paul Asaro, et al. v. Islamic Republic of Iran, No. 1:20-cv-10460 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIUM DAMAGES AMOUNT
1.	Victor		Wald	Adolph		Wald		Parent (Deceased)	\$8,500,000.00
2.	John	Sylvester	White	Denise	Simone	White		Child	\$8,500,000.00

**TOTAL****\$17,000,000.00**

**Ex. A-12**

Michael Bianco, et al. v. Islamic Republic of Iran, No. 1:20-cv-10902 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIU M DAMAGES AMOUNT
1.	Craig	Scott	Amundson	Charlotte		Amundson		Child	\$8,500,000.00
2.	Craig	Scott	Amundson	Elliot		Amundson		Child	\$8,500,000.00
3.	Craig	Scott	Amundson	Amber	Ann	Amundson		Spouse	\$12,500,000.00
4.	Helen		Cook	Jermaine		Cook		Spouse	\$12,500,000.00
5.	Alva	Cynthia	Jeffries Sanchez	Alfred		Jeffries	Sr.	Parent	\$8,500,000.00
6.	Alva	Cynthia	Jeffries Sanchez	Malikah		Jeffries		Sibling	\$4,250,000.00

**TOTAL****\$54,750,000.00**

# **EXHIBIT B**

**Ex. B-1**

Gordon Aamoth, Sr., et al. v. Islamic Republic of Iran, No. 1:18-cv-12276 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	Suffix Name	Economic Damage Amount	Non-Economic Damage Amount	TOTAL Damage Amount
1.	(Spc.) Craig		Amundson		\$0.00	\$2,000,000.00	\$2,000,000.00
2.	Francis	Albert	DeMartini		\$0.00	\$2,000,000.00	\$2,000,000.00

**TOTALS**

\$0.00

\$4,000,000.00

**\$4,000,000.00**

**Ex. B-2**

Marinella Hemenway, et al. v. Islamic Republic of Iran, No. 1:18-cv-12277 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	Suffix Name	Economic Damage Amount	Non-Economic Damage Amount	TOTAL Damage Amount
1.	DaJuan		Hodges		\$0.00	\$2,000,000.00	\$2,000,000.00
2.	Kenneth	Charles	Ledee		\$0.00	\$2,000,000.00	\$2,000,000.00
3.	Philip	D.	Miller		\$1,957,405.00	\$2,000,000.00	\$3,957,405.00
4.	James		Romito		\$0.00	\$2,000,000.00	\$2,000,000.00

**TOTALS**

\$1,957,405.00

\$8,000,000.00

**\$9,957,405.00**

**Ex. B-3**

Matthew Rowenhorst, et al. v. Islamic Republic of Iran, No. 1:18-cv-12387 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	Suffix Name	Economic Damage Amount	Non-Economic Damage Amount	TOTAL Damage Amount
1.	Edward		Rowenhorst		\$0.00	\$2,000,000.00	\$2,000,000.00

<b>TOTALS</b>					\$0.00	\$2,000,000.00	<b>\$2,000,000.00</b>
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**Ex. B-4**

August Bernaerts, et al. v. Islamic Republic of Iran, No. 1:19-cv-11865 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	Suffix Name	Economic Damage Amount	Non-Economic Damage Amount	TOTAL Damage Amount
1.	Fredric	Neal	Gabler		\$0.00	\$2,000,000.00	\$2,000,000.00

<b>TOTALS</b>					\$0.00	\$2,000,000.00	<b>\$2,000,000.00</b>
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**Ex. B-5**

Ber Barry Aron, et al. v. Islamic Republic of Iran, No. 1:20-cv-09376 (GBD) (SN)

*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	Suffix Name	Economic Damage Amount	Non-Economic Damage Amount	TOTAL Damage Amount
1.	Peter		Frank		\$0.00	\$2,000,000.00	\$2,000,000.00

<b>TOTALS</b>					\$0.00	\$2,000,000.00	<b>\$2,000,000.00</b>
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